

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

MATTHEW FORD and ELISABETH	:	No. 3:14cv227
YUSCAVAGE, on behalf of themselves	:	
and similarly situated employees,	:	(Judge Munley)
Plaintiffs	:	
	:	
v.	:	
	:	
LEHIGH VALLEY RESTAURANT	:	
GROUP, INC.,	:	
Defendant	:	
	:	

ORDER

AND NOW, to wit, this 9th day of July 2014, defendant's motion to dismiss count one (Doc. 14) pursuant to Federal Rule of Civil Procedure 12(b)(6) is hereby **DENIED**.

BY THE COURT:

s/ James M. Munley
JUDGE JAMES M. MUNLEY
United States District Court